

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DONALD BEASLEY, Individually and On	:	Civil Action No. 1:08-cv-00913-LTS
Behalf of All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff,	:	
vs.	:	
TELETECH HOLDINGS, INC., et al.,	:	
	:	
Defendants.	:	
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WILLIAM BROWN, Individually and On	:	Civil Action No. 1:08-cv-01842-LTS
Behalf of All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff,	:	
vs.	:	
TELETECH HOLDINGS, INC., et al.,	:	
	:	
Defendants.	:	
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MEMORANDUM IN FURTHER SUPPORT OF THE MOTION OF ELECTRICAL
WORKERS LOCAL #357 PENSION AND HEALTH & WELFARE TRUSTS FOR
CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND FOR APPROVAL OF
SELECTION OF LEAD COUNSEL

Electrical Workers Local #357 Pension and Health & Welfare Trusts (“Electrical Workers Local #357”) respectfully submits this memorandum of law in further support of its motion seeking consolidation of the above-captioned related actions, its appointment as Lead Plaintiff, and approval of its selection of Lead Counsel.

On March 25, 2008, three motions were filed in the above-captioned actions, each one seeking appointment of the respective movant(s) as Lead Plaintiff and approval of each movant’s selection of Lead Counsel. The movants were as follows: (1) Electrical Workers Local #357; (2) New Orleans Employees’ Retirement System (“New Orleans”); and (3) Donald Beasley and Papraj Sudhakar (“Beasley and Sudhakar”). Then, on April 1, 2008, this Court entered an Order setting a briefing schedule for any opposition to those motions. In that regard, the Court stated that any opposition to the motions filed on March 25, 2008 would be due April 15, 2008. On that date, Electrical Workers Local #357 filed its memorandum of law in further support of its motion for appointment as Lead Plaintiff and for approval of its selection of Lead Counsel and in opposition to the competing motions (“Electrical Workers Local #357 Opp.”). Electrical Workers Local #357 also informed the Court that counsel for New Orleans did not intend to file any opposition to the motions of Electrical Workers Local #357 or Beasley and Sudhakar. *See* Electrical Workers Local #357 Opp. at fn. 1. Moreover, on April 15, 2008, Beasley and Sudhakar withdrew their motion for appointment as lead plaintiff; on April 18, 2008, this Court granted Beasley and Sudhakar’s motion to withdraw.

Therefore, Electrical Workers Local #357 respectfully submits this memorandum to inform the Court that its motion is unopposed. Electrical Workers Local #357: (i) has the largest financial interest in the relief sought by the class (having suffered losses of \$50,244.91); (ii) satisfies Federal Rule of Civil Procedure 23; and (iii) typifies the type of investor encouraged by Congress to serve as lead plaintiff in cases such as this. *See* 15 U.S.C. §78u-4(a)(3)(B); *see also Ferrari v. Impath, Inc.*,

No. 03 Civ. 5667 (DAB), 2004 U.S. Dist. LEXIS 13898, at *10 (S.D.N.Y. July 15, 2004) (Batts, J.) (holding that the purpose behind the PSLRA is best achieved by encouraging institutional investors to serve as lead plaintiffs).

Accordingly, pursuant to the Private Securities Litigation Reform Act of 1995, Electrical Workers Local #357 is the “most adequate plaintiff” to lead this litigation on behalf of the class and its selection of lead counsel should be approved. *See* 15 U.S.C. §78u-4(a)(3)(B)(iii).

DATED: April 22, 2008

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
SAMUEL H. RUDMAN
DAVID A. ROSENFELD
MARIO ALBA JR.

/s/ David A. Rosenfeld
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[Proposed] Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I, Mario Alba, Jr., hereby certify that on April 22, 2008, I caused a true and correct copy of the attached:

Memorandum In Further Support Of The Motion Of Electrical Workers
Local #357 Pension And Health & Welfare Trusts For Consolidation,
Appointment As Lead Plaintiff And For Approval Of Selection Of Lead
Counsel

to be served: (i) electronically on all counsel registered for electronic service for this case; and (ii) by first-class mail to all additional counsel on the attached service list.

/s/ Mario Alba, Jr.
Mario Alba, Jr.

TELETECH HOLDINGS

Service List - 4/15/2008 (08-0051)

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TELETECH HOLDINGS

Service List - 4/15/2008 (08-0051)

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